# GOVERNMENT OF INDIA
# SOCIAL JUSTICE AND EMPOWERMENT
# LOK SABHA

UNSTARRED QUESTION NO:980
ANSWERED ON:23.11.2001
RESERVATION OF SEATS FOR HANDICAPPED IN INSTITUTIONS
PUTTASWAMY GOWDA;RUDRAGOUDA PATIL

**Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state:**

(a) whether some Educational Institutions like Delhi College of Engineering(DCE), National Institution of Subhash Chandra Bose Technological Institute (NSIT), Delhi, All India Institute of Medical Sciences (AIIMS), New Delhi are not reserving seats for handicapped students seeking admission under Equal Opportunities, Protection of Rights and Full Participation Act, 1995;

(b) whether he is aware of Delhi High Courts observation that seats referred to in Section 39 of Chapter 6 (titled employment) in the Act means `post` for the purpose of employment in Government bodies and not seats in educational institutions;

(c) if so, whether his Ministry would bring an amendment to the Disability Act, 1996 to provide reservation to the physically handicapped students seeking admission in educational institutions; and

(d) if so, the details thereof?

## Answer

THE MINISTER OF SOCIAL JUSTICE AND EMPOWERMENT (DR. SATYANARAYAN JATIYA)

(a) Section 39 of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 provides that all Government educational institutions and other educational institutions receiving aid from the Government, shall reserve not less than three percent seats for persons with disabilities. Keeping in view the above provision, the Ministry of Social Justice & Empowerment have requested all appropriate Governments and Central Ministries/Departments to ensure implementation of this provision.

(b) Yes, Sir.

(c )&(d) There is a proposal to amend the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995.